### THE UNION PACIFIC RAILROAD WAR.

#### The Case in the Supreme Court.

## IMPORTANT REBUTTING AFFIDAVIT.

SUPREME COURT-SPECIAL TERM.

James Fisk, Jr., vs. The Union Pacific Raitrona Company.—This case came up again vesterday when Mr. Field moved that the several motions now sending should be postponed till the third Monday a April, when the testimony now being taken before

he referee would be ready.

Mr. Bell then proceeded to read a volummons artidavit, as given below, made by Messrs. Thomas C. Durant, C. S. Bushnell, Sidney Dision and John B. Alley, denying all the allegations contained in the

Mr. Allen submitted that there was a perfect deence to the action, if any ground for an action ex-

Mr. Stoughton said that the extraordinary affidavit ead seemed to have been designed to accomplish we purposes—to slander Fisk and whitewash the Credit Mobilier and those connected with it. The application just made was a very simple one, and he umed the court would grant it. The affidavit intended to salve over, if possible, the asseron, and those who hazarded so much of character in ing it up. It was desirable that the motions and stand over to enable the referee to take the imony of the officers of the company. If, after statements contained in the affidavit were true, there was no reason to believe that any two centive sentences were true, he would be glad acknowledge them. The adidavit alleged that, nee the time that the contract had been made besince the time that the contract had been made between the Union Pacine Railroad Company and the Crédit Mobilier, there had been no other entered muo; but it was not avered in the adiciavit that the Credit Mobilier had had no interest in the profits of any other contract. Coansel then proceeded to comment at some length upon the various transactions that have taken place since the commencement of proceedings, referring particularly upon the fact that the officer of the company who had the combination wherewith to open the safe containing the books and other papers had been purposely kept away. He contended that the Union Pacing Railroad was a great public enterprise in which the people of the United States had a great interest. It was one that should have been conducted, not only upon the grand scheme of its projectors, but with honesty and an indesposition to profit. He submitted it was the duty of the directors

rs, but with honesty and an indisposition to it. He submitted it was the duty of the directors on their safe and open their doors and open books in order that people should know exhat was going on. The Credit Mobiliar was pointed with the Union Pacific Company in a strange manner. The public had a right to vide the followed on the same side and stated into with the continuous for the reason that the reference her bed in the first of the reason that the reference the facts of the case and animadverted upon relations which existed between the Credit of the latest of the Credit of the latest of the case and animadverted upon reasons which existed between the Credit of the latest of the stacked letween the Credit of the latest of the stacked letween the Credit of the latest of the stacked letween the Credit of the latest late stacked letween the Credit of the latest late stacked letween the Credit of the latest lates

ne railroad and who performed the work; what prots had been made upon the contracts and what
ere the relations existing between the Credit Melier and the I'hlon Pacific Railroad Company?
Judge Barnard granted the order.
The contempt case in the matter of T. Alley, one
the directors, was then taken up and the interrotions were read and answered.
Mr. Alley was briefly examined relative to the procedings which occurred at the meeting of the board
of the election of officers. The witness was directed
assist in procuring the book containing the
inutes of the meeting, and for that purpose the
use was adjourned in to-day.

Maynt in Answer to the Complaint—New
and Interesting Developments.

as the only but they were so damed mean they are that I could not and then I make up my mind to try it on and see it and a count of the they were so damed mean they would ten settle at that, it row propose to have seen until they have been damage enough to comeinde a test to the "That to ne part of this conversation it the limit allowed to claim that the said subscription or any part in the country, in expressly stated that this suit was rought to the beaute combody had not paid and the expressive stated that a contract therein the plaintiff stated of the state of the country, in expressly stated that this suit was rought to the plaintiff stated that said sligged subscription to state that the country is the state plaintiff stated that said sligged subscription to state that a said sligged subscription to state the state of t

# The Case Before the Referee-Examination

of John B. Alley.

The examination of witnesses before Referee Mr. A. A. Redfield was resumed at the offices No. 20 Nassau street as soon as counsel arrived there from the Supreme Court. The only witness called was Mr. Alley, whose examination extended to past five o'clock, when an adjournment, after some contest for it, was at last conceded.

John B. Alley, a stockholder of the Union Pacific

Ratiroad Company and of the Credit Mobilier Company of America, testified:—He was present in the Supreme Court when the amdavits of Mr. Durant and others were read; remembered a statement in Mr. Durant's amdavit that the Crédit Mobeller of America had paid two dividends of six per cent each; believed, to the best of his knowledge, that that was true.

By Mr. Field—Have no profits been divided in any

way among the stockholders of that company ex-cept these two dividends? A. I should think not, as I understand it; my explanation is this—that a contract was made with certain parties who were

Ames; the company was then in that condition, pecuniarily, that it required very large advances, and it was necessary to have strong parties of very large means to put the road through, and the contract was made with Oakes Ames (an unconditional contract so far as being made with him solety), and as i have said before, the Credit Mobilier proposed to make some large advances, and to guarantee the faithful faithliment of the contract, for which they were to receive the commission I have before spoken of, and be subsequently concluded, and those who expected to be associated with him concluded to transfer the contract to seven trustees, provided it was satisfactory to the timon Pacific Railroad Company, and it being made satisfactory to all the stockholders of said company except Brigham Young (and I have no knowledge of his dissantsfaction), it was so assigned; the fulfilling of it has been carried on the same as any contract, I suppose; I have no particular knowledge of the modus operandi for some time past, but my general knowledge of the matter leads me to believe that it has been satisfactorily fulfilled, as such contracts usually are.

Q. Do you believe that the Credit Mobilier guaranteed all the contracts for the entire road? A. I timk it guaranteed the fulfilment of none but this one.

Q. Was that the contract for the road this side of

one, Q. Was that the contract for the road this side of the one hundredth meridian or the other side? A.

one.

Q. Was that the contract for the road this side of the one hundredth meridian or the other side? A. Beyond R.

Q. Did not the Credit Mobilier also guarantee, or assume the contract for the construction and equipment of the road this side of the footh meridian? A. Those contracts were made previous to my having any connection with the company; but it is my understanding of it that they did; the road was constructed and equipped up to the footh meridian before I became connected with it.

Q. Did you come into the Union Pacific Raifread Company and to the Gredit Mobilier Company at the same time? A. I did not; I came into the latter company in May, 1867, live months before that I time; I own in the Credit Mobilier 200 shares; 250 shares of that I acquired about a year ago, and for which, I think, I paid ninety-five dollars a share; that is all I own in the Credit Mobilier; I own in the Union Pacific Raifroad Company 2,200 shares; of this I acquired 1,000 shares by purchase at different times, and I received recently at various times, under the allotment as a stockholder, as before allude to, about 1,100 shares; my interest in the Union Pacific Raifroad Co. as a stockholder is to receive whatever of profits shall be made—If any be made, which is very doubtful now—according to my provata share; that is, provided I comply with all the conditions of the contract; and then as a stockholder in the Credit Mobilier I should receive my pro vata share; that is, provided I comply with all the conditions of the contract; and then as a stockholder in the Credit Mobilier of America will receive anything on that account, masmuch as it was unable to make the required advances.

Q. Then the stock in the Union Pacific Railroad Company for which you paid amounts to 1,000 shares or thereabouts, and the other 1,200 shares are allotments on dividends, are they? A. Yes; but for which it paid the condition of the contract and also agreeing to do other things, such as rendering all and assistance.

Q. To whom was the contract assign

terest: I have not been repaid within a very large amount,
Q. How muchido they now owe you? A. I do not know exactly, but I should think that the trustees and the company together owe me \$100,000; how it is divitied between them I do not know.
Q. Have you security for this ionn? A. I have for a part of it; about two-thirds of it; the secured part is against both the trustees and the company,
Q. Do you consider the 1,100 or 1,200 shares of stock allotted to you as payment of any part of this ioan? A. No; besides these 1,100 shares I have received two dividends from the credit Mobilier of six per cent each; I have received also an allotment from the contractors subject to a recall in ease it is needed of I think \$43,000 or \$40,000 in bonds and money.

per cent each; I have received also an allotment from the contractors subject to a recall in ease it is needed of i think \$43,000 or \$40,000 in bonds and money.

Q. How were you informed that an allotment was made? A. By some of the trustees to the contract; received the allotment from the trustees directly; Benjamin E. Bates was the treasurer of the trustees, and he paid me I gave a receipt for it, promising at the same time to pay it back should it be needed to complete the road; that was about twenty per cent interest on my stock in the Union Pacific Railroad Company, the 2,200 shares; the allotment was made ad different times, but all within sixteen months.

Q. When the last allotment was made had the Ames contract been fulfilled? A. It had not.

Q. You stated that the whole amount of the contract was about \$47,000,000; for how many miles of road was that? A. I think for 667 miles, including 159 miles through the kocky Mountains.

Q. Was the \$47,000,000 thus agreed upon intended to cover all the subsidy from the government, and also the first mortgage bonds of the company? A. If I understand your question I should say yes; that is, they were to have \$47,000,000 for the whole work, and that included equipping rolling stock and everything complete, I think.

Q. What was the amount of the subsidy from the government for these 667 miles? A. All this side of the Rocky Mountains was \$16,000 a mile. making about \$17,000,000 we received grants of land to about how much? A. We have received and to about how much? A. We have received mone as yet.

Q. Your first mortgage bonds have been issued to what amount? A. To the whole amount on the subsidy—about \$17,000,000.

Q. What has been the actual expenditure of the trustees in constructing and equipping the 667 miles on the Oakes Ames contract? A. Up to this time we have spent on that portion of the road under the Ames contract all that has been received from mortgage bonds and font the government bonds and I links about \$1,000,000.

Q. What has been the actual expenditu

have kept back, I should think, between \$1,000,000 and \$2,000,000.

Q. Have they not also required you to deposit with them a portion of the first mortgage bonds.

A. We volunteered to deposit with them \$3,000,000 of first mortgage bonds, and were required to put up in addition all the lands as a guarantee for the completion and equipment to the satisfaction of the government.

Q. Then, when you speak of the expenditure upon the 667 miles you mean that you have expended \$17,000,000 of government bonds, less between one and two millions retained, and the \$17,000,000 first mortgage bonds, less the \$1,000,000 deposited with the government? A. We have not deposited the \$4,000,000 as yet; they require a deposit of a certain percentage as they are lessed; do not know what are the expenditures on this section of the road; Mr. Ham is the auditor of the company, but I am not sure waether he has anything to do with these accounts; under the contract, I think, the payments on the contracts are made in money.

Q. Eow many miles of your road are there beyond

I think, the payments on the contracts are made in money.

Q. How many miles of your road are there beyond the 667 miles constructed under the Ames contract. A. Late not know: when the contract was made Jesse L. Williams, government director, refused to give his assent to the contract unless Mr. Ames would agree that he would take in about 100 miles beyond at the same price per mile that he had taken the rest of the contract for; Mr. Ames assented to that, but it requiring the assent of all the stock-bolders of the Union Pacific Raifroad Company such consent has not yet been obtained; a contract is alleged to have been made with Thomas M. Davis by Mr. Durant, but it has not been approved by the board.

Davis? A. I don't know; the contract with Hoxie, Ames and Q, where are the contracts with Hoxie, Ames and Davis? A. I don't know; the contract with Hoxie I presume is somewhere about; it ought to be among the books of the company; the Ames and Davis contracts I presume are in the hands of Mr. Bates, Q. Look at those words and figures:—"September 26, Mr. Bailey for himself and others, Lynn. Mass., \$100,000;" is that all in your handwriting? A. Yes, Q. Where were you when these words were written? A. In the office in this building; that was in 1867.

Q. Where were you when these words were written? A. In the office in this building; that was in 1867.

Q. Are you familiar with books of account? A. Yes, somewhat.

Q. Will you look at the stock leager of the company and see if any of the following stock appears to have then been pand for to the extent of more than fifty-five per cent:—J. Bathenel, on page 44 aug. Beimont, bage 5; Clark Bell, page 6; 9. D. Asnley, page 6; Heary Bood, page 12; A. S. Batter, page 18; G. N. Cass, page 14; J. J. Crane, page 15; Allen Campbell, page 16; Jas. F. Chamberlin, page 16; D. M. Carrington, page 16; S. R. Chattenden, page 18; G. W. Hodgs, page 21; Ranson Gaudear, page 21; M. H. Grinnell, page 22; John E. Henry, page 24; G. W. Hodgs, page 25; R. S. Jordan, page 26; D. Jones, page 29; Morris Ketchem, page 26; J. F. D. Lamier, page 27; John Duff, page 28; J. C. Jerone, page 36; L. W. Jerome, page 37; Cornelius Mead, page 36; L. W. Jerome, page 37; Cornelius Mead, page 36; L. W. Jerome, page 37; Cornelius Mead, page 36; L. W. Jerome, page 37; Cornelius Mead, page 36; L. W. Jerome, page 37; Gorger, R. Smith, page 54; Francis Smith, page 34; George R. Smith, page 36; Francis Smith, page 36; Saul Sloan, page 36; L. W. Shipman, page 36; Saul Sloan, page 36; Alexander Hay, page 45; Saul Sloan, page 36; Alexander Hay, page 37; James C. Kennedy, page 43; Sions Ulrich, page 36; Sias Seymour, page 62; Alexander Hay, page 36; James C. Kennedy, page 43; Sions philon, page 36; Sias Seymour, page 63; Sions philon, page 36; Sias Seymour, page 64; Alexander Hay, page 36; James C. Kennedy, page 43; Alexander Hay, page 36; Mem 40; Sias Seymour, page 64; Alexander Hay, page 36; Mem 40; Sias Seymour, page 64; Alexander Hay, page 36; James C. Kennedy, page 45; Alexander Hay, page 36; John Chrich, page 36; Alexander Hay, page 37; Alexander Hay, page 37; Alexander Hay, page 38; Leving 30; Alexander Hay, page 30; James C. Kennedy, page 45; Alexander Hay, page 30; James C. Kennedy, page 46; Alexander Hay, page 30; James C. Kennedy, page 46; Alexander

ing.? A. I suppose the secretary; it was his dut to make a list of the stockholders.

statement? A. He did prepare a list and made such a Statement to me personally at that meeting; it was either him or Mr. Hain.

Q. Who was the secretary? As I think Mr. Charles Nettle was the secretary at that time.

Q. You have spoken of the information you have received in respect to the payment of stock; was your information that the money had been paid one hundred cents on the dollar, by subscribers? A. It was.

Q. Are you aware that at that meeting the whole amount of the stock of the Union Pacific Railroad Company amounted only to \$3,827,000? A. I was not aware of it and do not believe it.

Q. Were you aware that the Credit Mobilier had subscribed for 24,300 shares? A. I was not.

Q. Did the Credit Mobilier ever pay one dollar on that stock in point of fact, and was it not all a credit with the company? A. I have personal knowledge of only a part of the stock for which money was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew about personalty was paid; that part of it that I knew of; that part of the sum that I have personal knowledge of was certainly not paid back.

Q. Have any of the directors of the company had any dealings in the lands which the company claims of the government? A. Not that I know of; one or two directors have some interest in town lots out there; I have none.

Q. Which of the directors? A. I think Mr. Duff has a few lots—he or his son—I don't know which; I don't know positively of any other director.

Q. Which of the directors? A. I think General Dodge, the chief engineer of the company interested in contracts for coal or other supplies for the company to Mr. McComb; I am not certain; I think he told me so.

Q. Are any

A. Not that I know of; I have no knowledge or information of any.

Q. Have you inquired for the minute book, and if so of whom, and what information did you get?

A. I inquired of the cierks of Dr. Durant and the assistant treasurer; I don't know the names of the cierks of whom I inquired; Dr. Durant informed me, what I presume to be the fact, that the minutes of the stockholders and directors are in the same book, and he understood and believed that Mr. Dexter, the secretary of the stockholders' meeting, who is also a director, took it away with him, but I have no personal knowledge of the matter at all.

Q. Who are Oliver Ames' trustees? A. I don't know. Mr. Field closed.

Mr. Beil said that on account of Mr. Alley's desiring to sail for Europe on Wednesday's steamer the defendants do not propose to cross-examine this witness, which they would otherwise desire to do.

The court then adjourned to one o'clock this day,

### REAL ESTATE MATTERS.

seal estate market with fair offerings, consisting of New York improved and unimproved property, Yonkers unimproved property, and some East New York and Brooklyn lots. 'The attendance was excellent, and the bidding better than has been exhibited of late, considerable of the property put up being sold at fair prices. The tone of the market is cer-tainly more bouyant than last week. Below we give particulars of these sates:—
Auction Sales of Real Estate Yesterday.

TEW YORK PROPERTY—BY MULLER, WILKINS AND CO.
aliding and lot No 343 Bowery, s e corner 2d st, lot
\$51,250 diot No 341 Bowery, adjoining the abo story brick house and lot No 25 Rivington st, 75 ft 11,500 story brick house and lot No 25 Rivington st, 75 ft

Slots n s Williamson av, near Rapalya each dots e Ocean av, near Rapalya av, erch... 4 lots e a Ocean av, near Rapalya av, adjoin 4 lots e a Ocean av, near Rapalya av, adjoin 7 lots e Ocean av, near Rapalya av, adjoin 7 NNKERS PROPERTY — liv JAMES M 6 lots n w cor Youkers av and Jones at, can 4 lots Youkers av, adjoining above, same size

its adjoining. bridge.

bots adjoining, on Youkers road.

dots on ns of Valentine av. 150 ft w of Youkers road.

1,000

16 iors adjoining.

1,000

FUNERAL OF MRS. WILLIAM WHEATLEY.—The funeral of Mrs. William Wheatley took place yesterday atternoon from the residence of her father, sir. Thomas J. Reckett, No. 816 Locust street. The body was laid out shortly after eleven o'clock, and from that time until the starting of the procession the house was thronged with the friends of the decased, who passed in solemn routine around all that remained of one so dear to them. The body, though lifelike, retained little of the appearance of what Mrs. Wheatley was in health. The face, though as beautiful as ever, appeared not so round and full; but it wore a peaceful expression. The many months of intense surfering through which the poor lady had passed, and the painful surgical operations she had endured, had doubless combined to bring about this change before death. The tuneral was very largely attended. The dramatte profession was represented in great numbers, though the majority of those who followed the body to its last resting place were from the private family circles of the city. The funeral procession started for Monumental cemetery about half-past three o'clock. The body was laid out in a white satin robe, around which were placed white howers in profusion. At the head was a cross resting on a heart made of japonicas, Mrs. Wheatley died in the Catholic faith. The services were conducted in the house.—Philadelphia Press, April 5.

# MARRIAGES AND DEATHS.

Married.

Married.

CLARK—O'BRIEN.—On Tuesday, March 20, at St. Peter's church, by the Rev. William Quinn, John F. CLARK to ELLIE T. O'BRIEN.

COLVER—MAY.—By the Rev. Thomas M. Newby, at the Church of the Holy Aposties, Mr. V. COLVER to Miss Maggie C. Mar.

GRIPPITH—BAULCH.—At Port Monroe, Va., on Weddesday evening, March 31, by the Rev. M. L. Chevers, ELLWOOD GRIPPITH, of West Chester, Pa., to Carrie A. Baulch, daughter of John Baulch, 1884. of New York city.

LEE—JAWTON.—In this city, on Friday, March 25, by the Rev. R. C. Putney, Dallas W. LEE, formerly of Petersburg, Va., to Ada A. Lawron, of this city. Petersburg Index and Express please copy.

Michel.—Attenhoper.—In South Brooklyn, on Monday, March 23, at the residence of the bride's parents, by the Rev. Mr. Hilde, Louis Michel. of Chilo Hill, to Josephine Attenhoper, of South Brooklyn, only daughter of Joseph Attenhofer, Esq.

BECK. - At 40 Bond street, on Monday, April 5, the wife of Major Samuel T. E. BECK, of a son. Died.

Allison.—On Monday, April 5, William G. Allison, in the 34th year of his age.

The relatives and friends of the family, members and exempt members of B Company, Seventh regiment National Guard, and members of St. Nicholas Lodge, F. and A. M., are invited to attend the funeral

from his late residence, 58 King street, on Wednesday morning, at eleven o'clock.

Anderson,—On Monday, April 5, James Mca Anderson, in the 40th year of his age.

The relatives and friends, also the members of Waldense Lodge, No. 9, A. P. A., are respectfully invited to attend the funeral, from his late residence, 325 South Sixth street, Jersey Oity, on Wednesday afternoon, at half-past two o'clock.

Banks.—On Sunday, April 4, Charles Henry, youngest son of Edward D. and Kate M. Banks.

The friends of the family are respectfully invited to attend the funeral, from the residence of his parents, 337 East Thirty-third street, this (Tuesday) morning, at ten o'clock.

Bankse.—Suddenly on Sunday, April 4, Hennistta, wife of Ambrose E. Barnes, and only daughter of the late Rowland S. and Harriet Malloy, aged 21 years and 9 months.

Funeral services will be held at the residence of her mother, No. 195 Ross street, Williamsburg, this (Tuesday) afternoon, at two o'clock. Friends and relatives of the family are invited to attend without further notice.

Brown.—After a long and severe illness, Mr. Eddar M. Brown, aged 68.

Funeral services at St. Mark's church, Eighth street and Second avenue, on Wednesday afternoon, at four o'clock. Friends of the family and of his son-in-law, Major General Butterfield, are invited to attend without further notice.

Boyn.—In Brooklyn, on Monday morning, April 5, Genard Liestree, youngest son of Hugh and of his son-in-law, Major General Butterfield, are invited to attend without further notice.

Boyn.—In Brooklyn, on Monday morning, April 5, Genard Liestree, youngest son of Hugh and Aletta Boyd, aged 5 years and 11 months.

The friends of the family are invited to attend the funeral, from ho. 26 Tompkins place, on Wednesday afternoon, at hree o'clock.

Cartan.—On Saturday, April 3, Thomas M. Cartan, aged 34 years.

The relatives and friends of the family are respectfully invited to attend the funeral, from his late residence, on, 22 Grand street, will take place at his late residence, on,

of Robert E. and Anna Dietz, in the 6th year of his age.

The relatives and friends of the family are respectfully invited to attend the funeral, this (Tuesday) morning, at ten o'clock, from the residence of his parents, No. 522 West Forty-second street, near Tenth avenue.

ETSELL.—Suddenly, on Saturday, April 3, RICHARD ETSELI, in the 46th year of his age.

The relatives and friends of the family, also the members of Putnam Lodge, No. 338, F. and A. M., are respectfully invited to attend the funeral, from his late residence, at Huntington, West Neck, L. L., this (Tuesday) afternoon, at two o'clock. Cars leave Hunter's Point at 10½ o'clock A. M. Conveyances' will be in waiting at the Huntington depot to convey the friends to the residence.

GILLIGAN.—On Sunday, April 4, Mary GILLIGAN, widow of Michael Gilligan, Taun, county Galway, Ireland.

California papers please copy.

Gilligan.—On Sunday, April 4, Many Chabbay, widow of Michael Gilligan, Taun, county Galway, Ireland.
California papers please copy.
Gray.—On Sunday, April 4, of pneumonia, Hexiberta Frances, only child of Samuel and Maggie W. Gray, aged 6 months and 16 days.
The friends of the family are respectfully invited to attend the funeral, from the residence of her parents, No. 201 West. Thirty-first street, this (Tuesparents, No. 201 West. Thirty-first street, this (Tuesparents, at him of clock, to Greenwood Come-

day) morning, at nine o'clock, to Greenwood Cemeterey.

HUSTON.—Suddenly, on Sunday, April 4, J. J. M. HUSTON, eldest son of Mary and the late Colonel James Huston, aged 18 years, 6 months and 18 days. The friends and relatives of the family, the members of the St. Stephen's Sunday School Association and of the Erina Club, are respectfully invited to attend the funeral. The remains will be conveyed from his late residence, 29 East Twenty-eighth sireet, at half-past nine o'clock A. M., to St. Stephen's church, where a requirem mass will be offered for the repose of his soul, and from thence to Calvary Cemetery.

At a special meeting of the Erina Club, held on Monday evening, April 5, the following preamble and resolutions were unanimously adopted:—

Whereas it has pleased Almighty God to remove from our midst our late brother and secretary, J. J. M. Huston, and whereas it is our mournful duty to make some fitting acknowledgement to his memory who haddeen cut down on the threshold of manhood by Him who doeth all things well, Resolved, That in the death of our associate we have lost one whose memory we will ever cherish for his devotion as a commention and a filterial.

threshold of manhood by Him who doeth all things well, therefore, be it Resolved, That in the death of our associate we have lost one whose memory we will ever cherish for his devotion as a companiou and a friend.

Resolved, That we tender to the relatives of our late brother a most heartfelt sympathy in their sad bereavement. Although it is hard to part with a faithful son and a loving brother, they can console themselves with the knowledge that he has gone to a happier and better world.

Resolved, That this association attend the funeral in a body, and that the usual hadge of mourning be worn on the occasion as an outward manifestation of our deep sorrow for the deceased.

occasion as an outward monocast the decease. That this preamble and resolutions be published Resolved, That this preamble and resolutions be published in the New York Heraid, and that an engrossed copy of the same be presented to the family.

Committee:

George F. Connor,

same be presented to the family.

Committee:—
Thomas J. Henvey.
Jeremiah J. Delaney.
James Bradley.
James McKeon.

JAMES J. WALSH, President.

FRANK FLOOD. Secretary pro tem.
HAYES.—In Hunter's Point, on Sunday, April 4, after a lingering illness, HANORA, the beloved wife of Patrick Hayes, in the 44th year of her age.
The funeral will take place from her late residence, Seventh street, near Central avenue, on Wednesday.

KIEIMEL.—On Sunday, April 4, HENRY KREIMER, aged 68 years.
The relatives and friends are respectfully invited to attend the funeral, from 414 East Twenty-fifth street.

KEUGER.—On Sunday, April 4, John Dederick Keuger, aged 61 years.
The relatives and friends, also the members of the German Brothers Society, are respectfully invited to attend the funeral, from his late residence, No. 110 Greenwich avenue, this Tuesday) afternoon, at half-past one o'clock, without further notice.

Greenwich avenue, this Tuesdayy afternoon, at halfpast one o'clock, without turther notice.

Lord.—On Friday morning, April 2, Rev. J. S.
Lord. D. D., pastor of the Reformed Dutch church,
Harlem, in the 57th year of his age.

The relatives and friends of the family, also the
clersy and members or classes are respectfully invited to attend the funeral, this (Tuesday) afternoon,
at three o'clock, from the church, corner of 121st st.
and Third avenue.

Limbeck.—On Monday, April 5, Eliza Limbeck, in
the 55th year of her age.

Funeral on Weinesday afternoon, at two o'clock,
from the Central Methodist Episcopal Church,
South Fifth street, near Fifth street, Brooklyn, E. D.
McDosald.—On Saturday afternoon, April 3,
HANNAH McDonald, aged 75 years.

The iriends of the family are respectfully invited
to attend the funeral, from the residence of her sonin-law, Henry Ivey, 428 West Twenty-lourth street,
this (Tuesday) afternoon, at one o'clock.
Mighay.—Carhenske Murray, widow of Peter
Murray. of parish Marachoon, county Monaghan,
Ireland, in the 56th year of her age.
Friends and relatives of the family and those of
her sons, Thomas, Patrick, James and Peter, are
respectfully invited to attend the funeral, on Wednesday morning, at ten o'clock, from her late residence, 429 Cherry street, to St. Mary's church, where
there will be a solemn requiem mass offered for the
repose of her sonl, and thence to Calvary Cemetery
for interment, at tweive o'clock M.

Manspilled.—On Monday, April 5, James MansField, a native of Clogheen, county Tipperary, Ireland, aged 19 years.

The relatives and friends of the family are respectfully invited to the parts of the land is a family are respectfulls invited to attend the funeral, in the sole of the land, aged 19 years.

Masspield.—On Monday, April 6, James Masspield, a native of Clopheen, county Tipperary, freland, aged 19 years.

The relatives and friends of the family are respectfully invited to attend the funeral, from his late residence, 512 East Eleventh street, on Wednesday afternoon, at hail-past one o'clook.

Moornouse.—At Pompton, N. J., on Sunday evening, April 4, Hannsau, widow of Benjamin Moorhouse, aged 84 years.

The relatives and friends of the family are respectfully invited to attend the Juneral, from the residence of her son-in-law, Joseph Shater, Pompton, N. J., on Thursday morning, at nine o'clock. Her remains will be taken to Orange, N. J., for interment.

MCNART.—On Sunday morning, April 4, of pneumonia, Abbits Spencer, wife of James M. B. McNary, aged 37 years.

The friends and relatives are invited to attend the funeral, this (Tuesday) morning, a haif-past tene o'clock, from her late residence, Centre street, Clifton, S. I. Boats leave Whitehall ferry every hour. Her remains will be taken to Hartford, Coun., for interment.

MERRITY.—On Sunday, March 28, at Cannes.

ton, S. I. Boats leave whitehall ferry every hour. Her remains will be taken to Hartford, Conn., for interment.

MERRITT.—On Sunday, March 28, at Cannes. France, Addit G. Merritt, daughter of Hou. M. F. Merritt, of Stamford, Conn.

MERIZ.—The members of Mt. Hebron Encampment, No. 4. I. O. of O. F., are herety notified to attend the funeral of brother G. A. Merrz, from his late residence, No. 293 Front street, Brooklyn, this (Tuesday) afternoon, at half-past two o'clock.

J. S. Bence, Seribe. J. D. FOSKETT, C. P. O'BRIEN.—On Sunday, April 4, John O'BRIEN. a native of the parish of Toasist, county Kerry, freland, aged 72 years.

The friends and relatives of the family are respectfully invited to attend the funeral, this (Tuesday) afternoon, at two o'clock, from his late residence, No. 31 Park street, New York.

PAPE.—On Sunday, April 4, HENRY C. PAPE, in the 27th year of his age.

The relatives and friends are respectfully invited to attend the funeral, this (Tuesday) afternoon, at one o'clock, from No. 430 West Twenty-Jith street, his remains will be taken to Lutheran comclery for interment.

POST.—On Sunday, April 4, ELIZABETH, Widow of Allison Post, in the 7th year of ber age.

The relatives and friends of the family are requested to attend her funeral, from her late residence, No. 11 West Forty-ninth street, this (Tuesday) afternoon at three o'clock.

POUDSHAY.—FRANCIS POUDSRLY, a native of Ire-

No. 11 West Porty-minth street, this (Tuesday) internoon at three o'clock.
POUDBILLY.—FRANCIS POUDBRLY, a native of Ireland, aged 45 years.
The friends and acquaintances are invited to attend
the funeral, this (Tuesday) afternoon, at two o'clock,
from his late residence, Ro. 432 West Portleth street.
ROBINSON.—At Weekawken, N. J., on Monday,
April 5, Margaret H., wife of John H. Robinson, in
the 55th year of her age.
Ulaser county papers nisease conv.

RIEGERS.—On Monday, April 5, HERMANN RIEGERS; in the 58th year of his age.

RIEGERS.—On Monday, April 5, HERMANN RIEGERS, in the 58th year of his age.

The funeral will take place on Wednesday afternoon, attwo o'clock, from his late residence, 68 Greenwick street.

SULLAYAN.—On Sunday, April 4, JAMES SULLAYAN. His friends are invited to attend the funeral, from his late residence, No. 36 Baxter street, this (Tuesday) afternoon, at two o'clock.

SIMONSPIELD.—On Sunday morning, April 4, of scarlet fever, EMIL, son of Morris and Rosalie Simonsfeld, aged 7 years and 6 months.

The relatives and friends of the family are respectfully invited to attend the funeral, from the residence of his parents, No. 272 West Thirty-nints street, this (Tuesday) morning, at nine o'clock.

SMETH.—At Hoboken, N. J., on Sunday afternoon, April 4, ANNA MARIA SMITH, aged 27 years, 4 months and 11 days.

The relatives and friends of the family are respectfully invited to attenu the funeral, this (Tuesday) afternoon, at one o'clock, from the residence of her parents, No. 133 Bloomfield street, Hoboken, N. J.

VAN RIPER.—In this city, on Sunday, April 4, Connellus G. Van Riper, in the 70th year of his age, late of Red Mills, N. J.

The relatives and friends of the family are respectfully invited to attend the funeral, at the residence of his son-in-law, No. 230 West Forty-eighth street, this (Tuesday) morning, at nine o'clock, without further works and the search force of the son-in-law, No. 230 West Forty-eighth street, ther route.

VAN WART.—At White Plains, on Sunday, April 4, of whooping-cough and scarlet fever, Susan E., youngest daughter of Isaae F. and Susan E. Van Wart, aged 5 years and 6 months.

The relatives and firends of the family are respectfully invited to attend the funeral, from the residence of her parents, on Wednesday morning, af eleven o'clock.

Vigelius.—in Philadelphia. on Saturday, April 3, Gust. Ab. Vigelius, aged 38 years.

The funeral will take place from the residence of his mother-in-law, Mrs. S. Birnbaum, No. 1,024 Pine street, Philadelphia, on Wednesday afternoon at three o'clocx. His friends and relatives are invited.

Weir.—At Yorkylile, op Sunday, April 4, Charlest E., son of Edward Weir, aged 13 years, 7 months and shays.

8 days.

The friends and relatives of the family are respectfully invited to attend the funeral, from the Church of the Redgemer, corner of Eighty-second street and Fourth avenue, this (Tuesday) morning, at ten o'clock.

A BSOLUTE DIVORCES OBTAINED IN DIFFERENT

MEDICAL WONDER.

RIVATP'S LIFE BALSAM.

Rhoumatism, Neuralista and Gout, in their worst stages, rectus, King's controlled and Gout, in their worst stages, rectus, King's controlled and the worst motion. King's stage in the controlled and the worst motion of the controlled and th

AN EXTEA SPECIAL NOTICE.—DR. J. H. SCHENCK.
A begaleave to inform his patients and the public that, in consequence of his increased practice and business at his principal office in Philadelphia, he will be obliged to give up visiting New York professionally after the next two regular visitia, Tuesdays, April 6 and 20. Those who wish to consult him with please inske note of this, as his rooms in New York; ill Bond street, will be closed after April 20. Dr. Schenck's medicines—Pulmonic Syrup, Seawed Tonic and Mandrake Pills—with full discessions in English, German and Fernels, may be obtained of drugsdaxs and dealers everywhere. Office

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OFFICIAL DRAWINGS

Missouri and Kentucky State Lotteries.

MISSOURI-EXTER CLASS 23, APRIL 6, 1392.

5, 50, 61, 77, 78, 71, 25, 70, 2, 10, 61, 24, 68, 69.

MISSOURI-CLASS 254, APRIL 5, 1552.

29, 51, 13, 29, 20, 50, 24, 67, 9, 18, 8, 75.

KENTUCKY-EXTRA-CLASS 250, APRIL 5, 1868.

1, 55, 9, 24, 26, 6, 23, 60, 2, 11, 5, 75, 66, 12.

KENTUCKY-CLASS 250, APRIL 5, 1869.

18, 76, 13, 23, 49, 17, 26, 5, 58, 16, 74, 12.

Information furnished in the above and also Royal Hadvans Lotteries. J. ULUTE, Broker, 209 Broadway and 153 Fulton street.

PELEGRAM CARTOON. THE GLASS OF FASHION.

SEE EVENING TELEGRAM OF FRIDAY NEXT. THOMAS R. AGNEW, 260 GREENWICH STREET, COR. nor Murray street, New York, is offering hargains daily in Teas Coffees, Sugara, Molasses, Syrups, Mackeret, Floor and all Kinds of Groceries and Frovisions. On price case looses.

WANTED TO PURCHASE.

VELOCIPEDES FROM THE BEST BUILDERS, AT prices from \$75 up, for sale at New York Repository, is East Eighteenth street, by A. S. FLANDRAU.

LEGAL NOTICES.

LEGAL NOTICES.

IN CHANCERY OF NEW JERSEY—BETWEEN HENRY I. A. Burr, complainant, and The Musconeteong Iron Works, defendants, on bill, &c. Order limiting creditors.

Upon opening the matter to the court, by issae we great the course, with complainant in above cause, it is ordered that on this twenty-sizit day of February. A. D. eighteen hundred and sixty-rine, the creditors of the said The Musconetong Iron Works do present to the receivers apply the production of the said the matter to the court, by the said the matter of the said free of affirmation or otherwise as the said receivers shall direct, to the satisfaction of said receivers, their several claims and demands against the said company on or before the first days of May next, or that they be excluded from the benefit of such dividends as may thereafter be made and declared by this court, upon the proceeds and effects of this corporation. And for the better ascertaining the creditors of said corporation, and what is due to them respectively, the said creditors shall be examined as the said receivers shall direct or may deem necessary and expedient, and produce bowns and papers before the said receivers on oath or altirmation, which oath or altirmation the said receivers on the relief activated to administer, as well as to ensure the order to be published to the Sussex Register and the Morris Jerseyman newspapers, published respectively at Newton and Morristown, in this State, and in the New York.

N. B.—The credutors referred to in above order are requested to present their claims as therein provided to Israel Octon-dit, receiver, Milburg, New Jersey, or to B. C. Chetwood, Receiver, Mo. 74 Broadway, in the city of New York.

A .- MADAME WALTERS, DISTINGUISHED CLAIRvoyant.-Visit her for everything-stokness, business,
theft, names, numbers, good luck. 469 Canal street. A TEST.—LOOK HERE; THE ONLY INDEPENDENT Charvoyant in America, who has no equal; you thoughts as you enter; lucky numbers. 204 West Thirty fourthatreet, below Seventh avenue.

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